

**REMARKS**

Claims 1-4 are pending. By this Response, claims 1, 3 and 4 are amended. Reconsideration and allowance based on the above amendments and following remarks are respectfully requested.

Claims 1-4 stand rejected under 35 U.S.C. § 103(a) in view Takaoka (JP 2002-051156) in view of Miki et al. (U.S. Patent Application Publication No. 2004/0029552). This rejection is respectfully traversed.

Claim 1 recites, *inter alia*, a receiving circuit for receiving communications initiated by a mobile phone in which mobile telephone model information and an image view request is transmitted from a mobile telephone having a display device.

Claims 3 and 4 recite, *inter alia*, receiving mobile telephone model information and an image view request in a communication transmitted from and initiated by a mobile telephone having a display device. Applicant respectfully submits that these features are not taught by the combination of Takaoka and Miki.

As recited above, in Applicant's claimed invention the mobile telephone initiates communication with a monitoring computer. Initiated communication includes mobile telephone model information and an image view request.

The Examiner has provided Miki to provide these teachings. The Examiner asserts that Miki teaches a mobile phone which when responding to an initiated communication from an image transmitter response with an ACK signal functions as a request to view images. The Examiner argues that the claims as previously recited "merely require that the model information and image view request are received." *See page 3 of the Office Action.*

Applicant notes that claims 1, 3 and 4 as amended require the mobile phone to initiate the communication with the monitoring computer where the initiated communication includes both a mobile telephone model information and an image view request.

Applicant respectfully submits that Miki fails to teach these features. The ACK signal is sent after the communication is initiated by the image transmitter. Further, the ACK signal is only an image request signal and does not include or have sent therewith the mobile telephone model information.

Therefore, Applicant respectfully submits that the combination of Takaoka and Miki fail to teach this certain feature of independent claims 1, 3 and 4 as required. Accordingly, reconsideration and withdrawal of the rejections are respectfully requested.

### **Conclusion**

For at least the reasons above, it is respectfully submitted that claims 1-4 distinguish from the cited art. A favorable consideration and prompt allowance are earnestly solicited.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Chad J. Billing, Reg. No. 48,917 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit

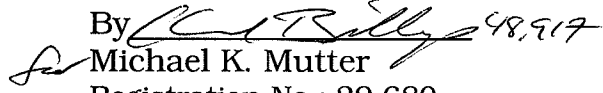
Application No.: 10/657,292  
Amendment dated September 12, 2008  
Reply to Office Action of July 14, 2008

Docket No.: 0905-0291P

Account No. 02-2448 for any additional fees required under 37.C.F.R. §§ 1.16 or 1.147; particularly, extension of time fees.

Dated: September 12, 2008

Respectfully submitted,

By  98,917  
Michael K. Mutter  
Registration No.: 29,680  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
8110 Gatehouse Road, Suite 100 East  
P.O. Box 747  
Falls Church, Virginia 22040-0747  
(703) 205-8000  
Attorney for Applicant